GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Home Dept. – Allegation of Corruption against Sri Shaik Nayab Rasool, formerly Sub-Inspector of Police, Ponnur Rural Police Station, Ponnuru, Guntur District – Trapped on 18.09.2009 - Prosecution sanctioned – Acquitted from Trial Court in C.C.No. 46/2011 – Examined – Further action dropped – Orders – Issued.

HOME (SC.A) DEPARTMENT

G.O.MS.No. 7 **Dated: 27-01-2025**

Read the following:-

1. From the Director General, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad, Lr.Rc.No.234/RCT-CIU/2009-S.17, dt.19.10.2009 & 26.11.2010.
2. G.O.Ms.No.218, Home (SC.A) Department, dt.22.08.2011.
3. Orders of Special Judge for ACB-CUM-III Addl. District & Sessions Judge, Vijayawada in C.C.No.46/2011, dated 29.12.2023.
4. From the Director General, Anti-Corruption Bureau, Andhra Pradesh, Vijayawada, Lr.Rc.No.234/RCT-VGT/2009, dt.05.07.2024.
5. Govt. Memo No.1498(1959429)/SC.A2/2010, Home(SC.A) Dept.,dt.09.08.2024

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ORDER:-

In the reference 1st read above, the Director General, Anti-Corruption Bureau, Andhra Pradesh has informed that Sri Shaik Nayab Rasool, SIoP, Ponnur PS, Guntur District was trapped by the ACB officials when he demanded and accepted a bribe amount of Rs.5,000/- from Sri M. Koteswara Rao on 18.09.2009 for doing official favour to investigate the case in Cr.No. 151/2009 under section 324 I.P.C. of Ponnur Rural Police Station, Guntur District in favour of the complainant and to file charge sheet. The above allegation is substantiated. Hence, the DG, ACB has recommended to Prosecute the AO in court of law under section 7&13(2) r/w 13(1)(d) of PC Act,1988 and also recommended for departmental action for violation of A.P.C.S.(Conduct) Rules, 1964.

2. In the reference 2nd read above, Govt. have issued orders to prosecute the AO Sri Shaik Nayab Rasool, SIoP, formerly at Ponnur Police Station Guntur District, in a Court of Law on the allegation of corruption.

3. In the reference 3rd read above, the Special Judge for ACB-CUM-III Addl. District & Sessions Judge, Vijayawada has pronounced the judgment dated 29.12.2023 that “the AO not found guilty of the charges under section 7 and 13(1)(d) r/w 13(2) of the PC Act, 1988 beyond reasonable doubt and accordingly, he is acquitted under sec.248 (1) of Cr.P.C.

4. In the reference 4th read above, the Director General, ACB, AP, Vijayawada has requested to issue necessary permission to file Criminal Appeal in the Hon’ble High Court of A.P. against the Acquittal orders of the Hon’ble Trial Court dt.29.12.2023 in CC.No.46/2011.

5. In the reference 5th read above, the request of Director General, ACB has been rejected, as there is no cogent evidence regarding the demand and acceptance of gratification by the AO Sri Shaik Nayab Rasool, SIoP in this case.

6. Government, after careful examination of the above matter, hereby order to drop further action against the Accused Officer Sri Shaik Nayab Rasool, Sub-Inspector of Police, formerly at Ponnur Police Station, Guntur District, presently working at Bapatla District, as the AO was acquitted from trial court vide CC No.46/2011, dt.29.12.2023 and it is not a fit case to prefer an appeal in the Hon'ble High Court.

7. Regarding the regularization of the suspension period of Sri Shaik Nayab Rasool, Sub-Inspector of Police, formerly at Ponnur Police Station, Guntur District, presently working at Bapatla District, orders will be issued later.

(P.T.O.)

8. The Director General of Police, Andhra Pradesh, Mangalagiri shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri.
The individual **through** Director General of Police, A.P., Mangalagiri.
The Director General, Anti-Corruption Bureau, Andhra Pradesh, Vijayawada.
Copy to:
The Andhra Pradesh Vigilance Commission, AP Secretariat, Velagapudi.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER(SC)